

\* \* \* \* **UNITED STATES DISTRICT COURT** \* \* \* \*

**NORTHERN**

**DISTRICT OF**

**NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**DOCKET NO. 6:05-CV-00743 (LEK)**

**RESERVE CAPITAL CORPORATION;  
HAWKINS DEVELOPMENT LLC; JAMES  
W. HAWKINS; LORI JO HAWKINS;  
HAWKINS FAMILY LLC; HAWKINS  
MANUFACTURED HOUSING, INC.;  
FOREST VIEW, INC.; WOODED  
ESTATES, LLC; and TIOGA PARK, LLC,**

**Appellants,**

**-against-**

**PAUL A. LEVINE, Chapter 11 Trustee;  
SOUTHERN TIER ACQUISITION, LLC;  
ASOLARE II, LLC; BSB BANK & TRUST  
CO.; and UNITED STATES TRUSTEE,**

**Appellees.**

**JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

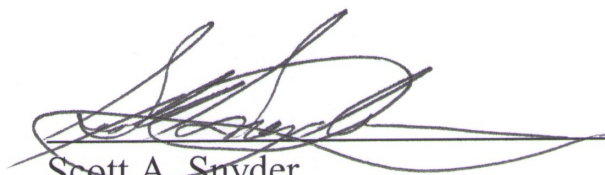
**XX DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED** that in the above entitled action, the case is **DISMISSED** in its ENTIRETY and the matter is remanded to bankruptcy court for further consideration, in accordance with the **DECISION** and **ORDER** of the Honorable Lawrence E. Kahn, United States District Judge, dated January 30, 2007.

**DATE:** January 30, 2007

**LAWRENCE K. BAERMAN**

CLERK OF THE COURT

  
**Scott A. Snyder**  
**Courtroom Deputy to the**  
**Honorable Lawrence E. Kahn**